

## MEMORANDUM

Agenda Item No. 11(A)(12)

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**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

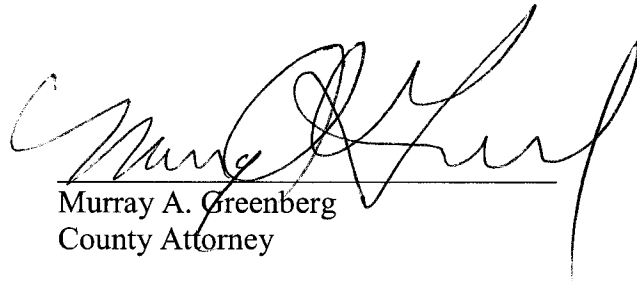
**DATE:** February 20, 2007

**FROM:** Murray A. Greenberg  
County Attorney

**SUBJECT:** Resolution urging Florida  
legislature to continue and  
expand the Hurricane Sales  
Tax Holiday

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The accompanying resolution was prepared and placed on the agenda at the request of Senator Javier D. Souto and Commissioner Joe A. Martinez.



Murray A. Greenberg  
County Attorney

MAG/bw



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

**DATE:** February 20, 2007

**FROM:** Murray A. Greenberg  
County Attorney

A handwritten signature of Murray A. Greenberg is written over the printed name and title.

**SUBJECT:** Agenda Item No. 11(A)(12)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(12)

02-20-07

RESOLUTION NO. \_\_\_\_\_

RESOLUTION URGING THE FLORIDA LEGISLATURE TO  
CONTINUE AND EXPAND THE HURRICANE SALES TAX  
HOLIDAY

**WHEREAS**, by Resolution No. 99-05 sponsored by Senator Javier D. Souto and adopted on January 20, 2005, this Board urged the Florida Legislature to adopt a Hurricane Sales Tax Holiday on personal hurricane supplies, such as batteries, flashlights, portable radios and bottled water, and on materials used to protect residential property from hurricanes, such as hurricane shutters, plywood, wind-resistant windows, generators, and materials used to build hurricane-safe rooms; and

**WHEREAS**, during the 2005 Legislative Session, the Florida Legislature passed HB 6001, which provided for a Hurricane Sales Tax Holiday from June 1, 2005 to June 12, 2005 on the sale of flashlights, portable radios, tarps, first-aid kits, tie-down kits, fuel tanks, batteries, coolers, and generators; and

**WHEREAS**, the Hurricane Sales Tax Holiday was the nation's first such holiday and was a great success in encouraging Floridians to prepare for hurricane season; and

**WHEREAS**, Floridians saved approximately \$10 million in sales tax during the 12-day 2005 sales tax holiday and many retailers sold out their entire stock of some hurricane supplies, such as generators, flashlights, and batteries; and

**WHEREAS**, during the 2006 Legislative Session, the Florida Legislature passed HB 47, which provided for a Hurricane Sales Tax Holiday from May 21, 2006 to June 1, 2006, leading up to the beginning of the 2006 hurricane season on June 1; and

**WHEREAS**, the popularity of the Hurricane Sales Tax Holiday increased substantially in 2006, with Floridians saving approximately \$41 million in sales tax; more than four times the amount saved in 2005; and

**WHEREAS**, the 2006 Hurricane Sales Tax Holiday was expanded to include, among other things, a small sales tax abatement for storm-shutter purchases; and

**WHEREAS**, an annual Hurricane Sales Tax Holiday sends the right message to Floridians to prepare for hurricanes in advance; and

**WHEREAS**, this Board considers the Hurricane Sales Tax Holiday to be worth repeating and expanding in 2007 to include additional sales tax abatements for hurricane shutters, wind-resistant windows, plywood to be used to cover windows, and materials used to build hurricane-safe rooms,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board:

**Section 1.** Urges the Florida Legislature during the 2007 Legislative Session to re-enact a Hurricane Sales Tax Holiday in the two weeks leading up to the start of the 2007 hurricane season.

**Section 2.** Urges the Florida Legislature to expand the 2007 Hurricane Sales Tax Holiday to include a larger sales tax abatement for hurricane shutters, wind-resistant windows, limited supplies of plywood to be used to cover windows, and materials used to build hurricane safe rooms, all in addition to the items included in the 2006 Hurricane Sales Tax Holiday.

**Section 3.** Directs the County's state lobbyists to advocate for passage of legislation that re-adopts and expands the Hurricane Sales Tax Holiday, and directs the Office of Intergovernmental Affairs to include this item in the 2007 State Legislative Package.

**Section 4.** Directs the Clerk of the Board to transmit a certified copy of this resolution to the Governor, Senate President, House Speaker, and Chair and members of the Miami-Dade County State Legislative Delegation.

The foregoing resolution was sponsored by Senator Javier D. Souto and Commissioner Joe A. Martinez and offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

|                                    |                    |
|------------------------------------|--------------------|
| Bruno A. Barreiro, Chairman        |                    |
| Barbara J. Jordan, Vice-Chairwoman |                    |
| Jose "Pepe" Diaz                   | Audrey M. Edmonson |
| Carlos A. Gimenez                  | Sally A. Heyman    |
| Joe A. Martinez                    | Dennis C. Moss     |
| Dorrian D. Rolle                   | Natacha Seijas     |
| Katy Sorenson                      | Rebeca Sosa        |
| Sen. Javier D. Souto               |                    |

The Chairperson thereupon declared the resolution duly passed and adopted this 20<sup>th</sup> day of February, 2007. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

JMM

Jess M. McCarty